



General Assembly

February Session, 2014

**Governor's Bill No. 24**

LCO No. 393



Referred to Committee on COMMITTEE ON CHILDREN

Introduced by:

SEN. WILLIAMS, 29<sup>th</sup> Dist.

SEN. LOONEY, 11<sup>th</sup> Dist.

REP. SHARKEY, 88<sup>th</sup> Dist.

REP. ARESIMOWICZ, 30<sup>th</sup> Dist.

**AN ACT CONCERNING THE GOVERNOR'S RECOMMENDATIONS  
REGARDING ELECTRONIC NICOTINE DELIVERY SYSTEMS AND  
YOUTH SMOKING PREVENTION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2014*) (a) As used in this  
2 section:

3 (1) "Electronic nicotine delivery system" means an electronic device  
4 that may be used to simulate smoking in the delivery of nicotine or  
5 other substance to a person inhaling from the device, and includes, but  
6 is not limited to, an electronic cigarette, electronic cigar, electronic  
7 cigarillo or electronic pipe, and any related device and any cartridge or  
8 other component of such device;

9 (2) "Cardholder" means any person who presents a driver's license  
10 or an identity card to a seller or seller's agent or employee, to purchase

11 or receive an electronic nicotine delivery system from such seller or  
12 seller's agent or employee;

13 (3) "Identity card" means an identification card issued in accordance  
14 with the provisions of section 1-1h of the general statutes;

15 (4) "Transaction scan" means the process by which a seller or seller's  
16 agent or employee checks, by means of a transaction scan device, the  
17 validity of a driver's license or an identity card;

18 (5) "Transaction scan device" means any commercial device or  
19 combination of devices used at a point of sale that is capable of  
20 deciphering in an electronically readable format the information  
21 encoded on the magnetic strip or bar code of a driver's license or an  
22 identity card;

23 (6) "Sale" or "sell" means an act done intentionally by any person,  
24 whether done as principal, proprietor, agent, servant or employee, of  
25 transferring, or offering or attempting to transfer, for consideration, an  
26 electronic nicotine delivery system, including bartering or exchanging,  
27 or offering to barter or exchange, an electronic nicotine delivery  
28 system;

29 (7) "Give" or "giving" means an act done intentionally by any  
30 person, whether done as principal, proprietor, agent, servant or  
31 employee, of transferring, or offering or attempting to transfer,  
32 without consideration, an electronic nicotine delivery system; and

33 (8) "Deliver" or "delivering" means an act done intentionally by any  
34 person, whether as principal, proprietor, agent, servant or employee,  
35 of transferring, or offering or attempting to transfer, physical  
36 possession or control of an electronic nicotine delivery system.

37 (b) Any person who sells, gives or delivers to any minor under  
38 eighteen years of age an electronic nicotine delivery system, unless the  
39 minor is delivering or accepting delivery in such person's capacity as

40 an employee, in any form shall be fined not more than two hundred  
41 dollars for the first offense, not more than three hundred fifty dollars  
42 for a second offense within an eighteen-month period and not more  
43 than five hundred dollars for each subsequent offense within an  
44 eighteen-month period.

45 (c) Any person under eighteen years of age who purchases or  
46 misrepresents such person's age to purchase an electronic nicotine  
47 delivery system in any form or possesses an electronic nicotine  
48 delivery system in any form in any public place shall be fined not more  
49 than fifty dollars for the first offense and not less than fifty dollars or  
50 more than one hundred dollars for each subsequent offense. For  
51 purposes of this subsection "public place" means any area that is used  
52 or held out for use by the public whether owned or operated by public  
53 or private interests.

54 (d) (1) A seller or seller's agent or employee may perform a  
55 transaction scan to check the validity of a driver's license or identity  
56 card presented by a cardholder as a condition for selling, giving away  
57 or otherwise distributing an electronic nicotine delivery system to the  
58 cardholder.

59 (2) If the information deciphered by the transaction scan performed  
60 under subdivision (1) of this subsection fails to match the information  
61 printed on the driver's license or identity card presented by the  
62 cardholder, or if the transaction scan indicates that the information so  
63 printed is false or fraudulent, neither the seller nor any seller's agent or  
64 employee shall sell, give away or otherwise distribute any electronic  
65 nicotine delivery system to the cardholder.

66 (3) Subdivision (1) of this subsection does not preclude a seller or  
67 seller's agent or employee from using a transaction scan device to  
68 check the validity of a document other than a driver's license or an  
69 identity card, if the document includes a bar code or magnetic strip  
70 that may be scanned by the device, as a condition for selling, giving

71 away or otherwise distributing an electronic nicotine delivery system  
72 to the person presenting the document.

73 (e) (1) No seller or seller's agent or employee shall electronically or  
74 mechanically record or maintain any information derived from a  
75 transaction scan, except the following: (A) The name and date of birth  
76 of the person listed on the driver's license or identity card presented by  
77 a cardholder; (B) the expiration date and identification number of the  
78 driver's license or identity card presented by a cardholder.

79 (2) No seller or seller's agent or employee shall use a transaction  
80 scan device for a purpose other than the purposes specified in  
81 subsection (d) of this section, subsection (d) of section 53-344 of the  
82 general statutes or subsection (c) of section 30-86 of the general  
83 statutes.

84 (3) No seller or seller's agent or employee shall sell or otherwise  
85 disseminate the information derived from a transaction scan to any  
86 third party, including, but not limited to, selling or otherwise  
87 disseminating that information for any marketing, advertising or  
88 promotional activities, but a seller or seller's agent or employee may  
89 release that information pursuant to a court order.

90 (4) Nothing in subsection (d) of this section or this subsection  
91 relieves a seller or seller's agent or employee of any responsibility to  
92 comply with any other applicable state or federal laws or rules  
93 governing the sale, giving away or other distribution of electronic  
94 nicotine delivery systems.

95 (5) Any person who violates this subsection shall be subject to a civil  
96 penalty of not more than one thousand dollars.

97 (f) (1) In any prosecution of a seller or seller's agent or employee for  
98 a violation of subsection (b) of this section, it shall be an affirmative  
99 defense that all of the following occurred: (A) A cardholder attempting  
100 to purchase or receive an electronic nicotine delivery system presented

101 a driver's license or an identity card; (B) a transaction scan of the  
102 driver's license or identity card that the cardholder presented indicated  
103 that the license or card was valid; and (C) the electronic nicotine  
104 delivery system was sold, given away or otherwise distributed to the  
105 cardholder in reasonable reliance upon the identification presented  
106 and the completed transaction scan.

107 (2) In determining whether a seller or seller's agent or employee has  
108 proven the affirmative defense provided by subdivision (1) of this  
109 section, the trier of fact in such prosecution shall consider that  
110 reasonable reliance upon the identification presented and the  
111 completed transaction scan may require a seller or seller's agent or  
112 employee to exercise reasonable diligence and that the use of a  
113 transaction scan device does not excuse a seller or seller's agent or  
114 employee from exercising such reasonable diligence to determine the  
115 following: (A) Whether a person to whom the seller or seller's agent or  
116 employee sells, gives away or otherwise distributes an electronic  
117 nicotine delivery system is eighteen years of age or older; and (B)  
118 whether the description and picture appearing on the driver's license  
119 or identity card presented by a cardholder is that of the cardholder.

120 (g) Each retailer of electronic nicotine delivery systems or employee  
121 of such retailer shall require a person who is purchasing or attempting  
122 to purchase an electronic nicotine delivery system, whose age is in  
123 question, to exhibit proper proof of age. If a person fails to provide  
124 such proof of age, such retailer or employee shall not sell an electronic  
125 nicotine delivery system to the person. As used in this subsection,  
126 "proper proof" means a motor vehicle operator's license, a valid  
127 passport or an identity card issued in accordance with the provisions  
128 of section 1-1h of the general statutes.

129 Sec. 2. Section 12-295a of the general statutes is repealed and the  
130 following is substituted in lieu thereof (*Effective October 1, 2014*):

131 (a) If the Commissioner of Revenue Services finds, after a hearing,

132 that a minor has purchased cigarettes or tobacco products, said  
133 commissioner shall assess such minor a civil penalty of not more than  
134 one hundred dollars for the first violation and not more than one  
135 hundred fifty dollars for any second or subsequent offense within  
136 twenty-four months after the first violation.

137 (b) If said commissioner finds, after a hearing, that any person  
138 employed by a dealer or distributor, as defined in section 12-285, has  
139 sold, given or delivered cigarettes or tobacco products to a minor other  
140 than a minor who is delivering or accepting delivery in his capacity as  
141 an employee, said commissioner shall, [assess such person a civil  
142 penalty of two hundred dollars] for the first violation, [and] require  
143 such person to successfully complete an online tobacco prevention  
144 education program administered by the Department of Mental Health  
145 and Addiction Services not later than thirty days after said  
146 commissioner's finding. Said commissioner shall assess any person  
147 who fails to complete such program a civil penalty of two hundred  
148 dollars. Said commissioner shall assess any person employed by a  
149 dealer or distributor a civil penalty of two hundred fifty dollars for a  
150 second or subsequent violation within [eighteen] twenty-four months  
151 after the first violation.

152 (c) If said commissioner finds, after a hearing, that any dealer or  
153 distributor has sold, given or delivered cigarettes or tobacco products  
154 to a minor other than a minor who is delivering or accepting delivery  
155 in his capacity as an employee, or such dealer or distributor's  
156 employee has sold, given or delivered cigarettes or tobacco products to  
157 such minor, said commissioner shall [assess] require such dealer or  
158 distributor, [a civil penalty of three hundred dollars] for the first  
159 violation, [and] to successfully complete an online tobacco prevention  
160 education program administered by the Department of Mental Health  
161 and Addiction Services not later than thirty days after said  
162 commissioner's finding. Said commissioner shall assess any dealer or  
163 distributor who fails to complete such program a civil penalty of three  
164 hundred dollars. Said commissioner shall assess any dealer or

165 distributor a civil penalty of seven hundred fifty dollars for a second  
166 violation within [eighteen] twenty-four months of the first violation.  
167 For a third violation within [eighteen] twenty-four months of the first  
168 violation, such dealer or distributor shall be assessed a civil penalty of  
169 seven hundred fifty dollars and any license held by such dealer or  
170 distributor under this chapter shall be suspended for not less than  
171 thirty days.

172 (d) If said commissioner finds, after a hearing, that any owner of an  
173 establishment in which a cigarette vending machine or restricted  
174 cigarette vending machine is located has sold, given or delivered  
175 cigarettes or tobacco products from any such machine to a minor other  
176 than a minor who is delivering or accepting delivery in his capacity as  
177 an employee, or has allowed cigarettes or tobacco products to be sold,  
178 given or delivered to such minor from any such machine, said  
179 commissioner shall [assess] require such owner, [a civil penalty of five  
180 hundred dollars] for the first violation, [and] to successfully complete  
181 an online tobacco prevention education program administered by the  
182 Department of Mental Health and Addiction Services not later than  
183 thirty days after said commissioner's finding. Said commissioner shall  
184 assess any owner who fails to complete such program a civil penalty of  
185 five hundred dollars. Said commissioner shall assess any owner a civil  
186 penalty of seven hundred fifty dollars for a second violation within  
187 [eighteen] twenty-four months of the first violation. For a third  
188 violation within [eighteen] twenty-four months of the first violation,  
189 such owner shall be assessed a civil penalty of seven hundred fifty  
190 dollars and any such machine shall be immediately removed from  
191 such establishment and no such machine may be placed in such  
192 establishment for a period of one year following such removal.

193 (e) Any person aggrieved by any action of the commissioner  
194 pursuant to this section may take any appeal of such action as  
195 provided in sections 12-311 and 12-312.

196 Sec. 3. (NEW) (*Effective October 1, 2014*) Any person who violates the

197 provisions of subdivision (1) of subsection (a) of section 12-314 of the  
198 general statutes shall be fined not more than two hundred dollars for  
199 the first offense, not more than three hundred dollars for the second  
200 offense within twenty-four months of the first offense, and not more  
201 than five hundred dollars for the third or subsequent offense within  
202 twenty-four months of the first offense.

203       Sec. 4. Section 4-28f of the 2014 supplement to the general statutes is  
204 repealed and the following is substituted in lieu thereof (*Effective*  
205 *October 1, 2014*):

206       (a) There is created a Tobacco and Health Trust Fund which shall be  
207 a separate nonlapsing fund. The purpose of the trust fund shall be to  
208 create a continuing significant source of funds to (1) support and  
209 encourage development of programs to reduce tobacco abuse through  
210 prevention, education and cessation programs, (2) support and  
211 encourage development of programs to reduce substance abuse, and  
212 (3) develop and implement programs to meet the unmet physical and  
213 mental health needs in the state.

214       (b) The trust fund may accept transfers from the Tobacco Settlement  
215 Fund and may apply for and accept gifts, grants or donations from  
216 public or private sources to enable the trust fund to carry out its  
217 objectives.

218       (c) The trust fund shall be administered by a board of trustees,  
219 except that the board shall suspend its operations from July 1, 2003, to  
220 June 30, 2005, inclusive, [ and from July 1, 2015, to June 30, 2016,  
221 inclusive.] The board shall consist of seventeen trustees. The  
222 appointment of the initial trustees shall be as follows: (1) The Governor  
223 shall appoint four trustees, one of whom shall serve for a term of one  
224 year from July 1, 2000, two of whom shall serve for a term of two years  
225 from July 1, 2000, and one of whom shall serve for a term of three years  
226 from July 1, 2000; (2) the speaker of the House of Representatives and  
227 the president pro tempore of the Senate each shall appoint two



228 trustees, one of whom shall serve for a term of two years from July 1,  
229 2000, and one of whom shall serve for a term of three years from July 1,  
230 2000; (3) the majority leader of the House of Representatives and the  
231 majority leader of the Senate each shall appoint two trustees, one of  
232 whom shall serve for a term of one year from July 1, 2000, and one of  
233 whom shall serve for a term of three years from July 1, 2000; (4) the  
234 minority leader of the House of Representatives and the minority  
235 leader of the Senate each shall appoint two trustees, one of whom shall  
236 serve for a term of one year from July 1, 2000, and one of whom shall  
237 serve for a term of two years from July 1, 2000; and (5) the Secretary of  
238 the Office of Policy and Management, or the secretary's designee, shall  
239 serve as an ex-officio voting member. Following the expiration of such  
240 initial terms, subsequent trustees shall serve for a term of three years.  
241 The period of suspension of the board's operations from July 1, 2003, to  
242 June 30, 2005, inclusive, [and from July 1, 2015, to June 30, 2016,  
243 inclusive,] shall not be included in the term of any trustee serving on  
244 July 1, 2003. [ or July 1, 2015.] The trustees shall serve without  
245 compensation except for reimbursement for necessary expenses  
246 incurred in performing their duties. The board of trustees shall  
247 establish rules of procedure for the conduct of its business which shall  
248 include, but not be limited to, criteria, processes and procedures to be  
249 used in selecting programs to receive money from the trust fund. The  
250 trust fund shall be within the Office of Policy and Management for  
251 administrative purposes only. The board of trustees shall meet not less  
252 than biannually, except during the fiscal years ending June 30, 2004,  
253 and June 30, 2005, [and June 30, 2016,] and, not later than January first  
254 of each year, except during the fiscal years ending June 30, 2004, and  
255 June 30, 2005, [and June 30, 2016,] shall submit a report of its activities  
256 and accomplishments to the joint standing committees of the General  
257 Assembly having cognizance of matters relating to public health and  
258 appropriations and the budgets of state agencies, in accordance with  
259 section 11-4a.

260 (d) (1) During the period commencing July 1, 2000, and ending June

261 30, 2003, the board of trustees, by majority vote, may recommend  
262 authorization of disbursement from the trust fund for the purposes  
263 described in subsection (a) of this section and section [19a-6c] 19a-6d,  
264 provided the board may not recommend authorization of  
265 disbursement of more than fifty per cent of net earnings from the  
266 principal of the trust fund for such purposes. For the fiscal year  
267 commencing July 1, 2005, and each fiscal year thereafter, the board  
268 may recommend authorization of the net earnings from the principal  
269 of the trust fund for such purposes. For the fiscal year ending June 30,  
270 2009, and each fiscal year thereafter, the board may recommend  
271 authorization of disbursement for such purposes of (A) up to one-half  
272 of the annual disbursement from the Tobacco Settlement Fund to the  
273 Tobacco and Health Trust Fund from the previous fiscal year,  
274 pursuant to section 4-28e, up to a maximum of six million dollars per  
275 fiscal year, and (B) the net earnings from the principal of the trust fund  
276 from the previous fiscal year. For the fiscal [years] year ending June 30,  
277 2014, and [June 30, 2015] each fiscal year thereafter, the board may  
278 recommend authorization of disbursement of up to [three million  
279 dollars per fiscal year from the trust fund for such purposes. For the  
280 fiscal year ending June 30, 2017, and each fiscal year thereafter, the  
281 board may recommend authorization of disbursement for such  
282 purposes of (A) up to one-half of the annual disbursement from the  
283 Tobacco Settlement Fund to the Tobacco and Health Trust Fund from  
284 the previous fiscal year, pursuant to section 4-28e, up to a maximum of  
285 six million dollars per fiscal year, and (B) the net earnings from the  
286 principal of the trust fund from the previous fiscal year] the total  
287 unobligated balance remaining in the trust fund after disbursement in  
288 accordance with the provisions of the general statutes and relevant  
289 special and public acts for such purposes, not to exceed twelve million  
290 dollars per fiscal year. The board's recommendations shall give (i)  
291 priority to programs that address tobacco and substance abuse and  
292 serve minors, pregnant women and parents of young children, and (ii)  
293 consideration to the availability of private matching funds.  
294 Recommended disbursements from the trust fund shall be in addition

295 to any resources that would otherwise be appropriated by the state for  
296 such purposes and programs.

297 (2) Except during the fiscal years ending June 30, 2004, and June 30,  
298 2005, [and June 30, 2016,] the board of trustees shall submit such  
299 recommendations for the authorization of disbursement from the trust  
300 fund to the joint standing committees of the General Assembly having  
301 cognizance of matters relating to public health and appropriations and  
302 the budgets of state agencies. Not later than thirty days after receipt of  
303 such recommendations, said committees shall advise the board of their  
304 approval, modifications, if any, or rejection of the board's  
305 recommendations. If said joint standing committees do not concur, the  
306 speaker of the House of Representatives, the president pro tempore of  
307 the Senate, the majority leader of the House of Representatives, the  
308 majority leader of the Senate, the minority leader of the House of  
309 Representatives and the minority leader of the Senate each shall  
310 appoint one member from each of said joint standing committees to  
311 serve as a committee on conference. The committee on conference shall  
312 submit its report to both committees, which shall vote to accept or  
313 reject the report. The report of the committee on conference may not be  
314 amended. If a joint standing committee rejects the report of the  
315 committee on conference, the board's recommendations shall be  
316 deemed approved. If the joint standing committees accept the report of  
317 the committee on conference, the joint standing committee having  
318 cognizance of matters relating to appropriations and the budgets of  
319 state agencies shall advise the board of said joint standing committees'  
320 approval or modifications, if any, of the board's recommended  
321 disbursement. If said joint standing committees do not act within thirty  
322 days after receipt of the board's recommendations for the  
323 authorization of disbursement, such recommendations shall be  
324 deemed approved. Disbursement from the trust fund shall be in  
325 accordance with the board's recommendations as approved or  
326 modified by said joint standing committees.

327 (3) After such recommendations for the authorization of

328 disbursement have been approved or modified pursuant to  
329 subdivision (2) of this subsection, any modification in the amount of an  
330 authorized disbursement in excess of fifty thousand dollars or ten per  
331 cent of the authorized amount, whichever is less, shall be submitted to  
332 said joint standing committees and approved, modified or rejected in  
333 accordance with the procedure set forth in subdivision (2) of this  
334 subsection. Notification of all disbursements from the trust fund made  
335 pursuant to this section shall be sent to the joint standing committees  
336 of the General Assembly having cognizance of matters relating to  
337 public health and appropriations and the budgets of state agencies,  
338 through the Office of Fiscal Analysis.

339 (4) The board of trustees shall, not later than February first of each  
340 year, except during the fiscal years ending June 30, 2004, and June 30,  
341 2005, [and June 30, 2016,] submit a report to the General Assembly, in  
342 accordance with the provisions of section 11-4a, that includes all  
343 disbursements and other expenditures from the trust fund and an  
344 evaluation of the performance and impact of each program receiving  
345 funds from the trust fund. Such report shall also include the criteria  
346 and application process used to select programs to receive such funds.

347 Sec. 5. Subdivision (2) of subsection (e) of section 53-344 of the  
348 general statutes is repealed and the following is substituted in lieu  
349 thereof (*Effective October 1, 2014*):

350 (2) No seller or seller's agent or employee shall use a transaction  
351 scan device for a purpose other than the purposes specified in  
352 subsection (e) of section 1 of this act, subsection (d) of this section or  
353 subsection (c) of section 30-86.

354 Sec. 6. Subdivision (2) of subsection (d) of section 30-86 of the 2014  
355 supplement to the general statutes is repealed and the following is  
356 substituted in lieu thereof (*Effective October 1, 2014*):

357 (2) No permittee or permittee's agent or employee shall use a  
358 transaction scan device for a purpose other than the purposes specified

359 in subsection (e) of section 1 of this act, subsection (c) of this section or  
360 subsection (d) of section 53-344.

361 Sec. 7. Subsection (b) of section 51-164n of the 2014 supplement to  
362 the general statutes is repealed and the following is substituted in lieu  
363 thereof (*Effective October 1, 2014*):

364 (b) Notwithstanding any provision of the general statutes, any  
365 person who is alleged to have committed (1) a violation under the  
366 provisions of subsection (c) of section 1 of this act or section 3 of this  
367 act, section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-283, 7-  
368 325, 7-393, 8-12, 8-25, 8-27, 9-63, 9-322, 9-350, 10-193, 10-197, 10-198, 10-  
369 230, 10-251, 10-254, 12-52, 12-170aa, 12-292 or 12-326g, subdivision (4)  
370 of section 12-408, subdivision (3), (5) or (6) of section 12-411, section 12-  
371 435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-113, 13a-114, 13a-  
372 115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-143b, 13a-247 or  
373 13a-253, subsection (f) of section 13b-42, section 13b-90, 13b-221, 13b-  
374 292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or 13b-410c,  
375 subsection (a), (b) or (c) of section 13b-412, section 13b-414, subsection  
376 (d) of section 14-12, section 14-20a or 14-27a, subsection (e) of section  
377 14-34a, subsection (d) of section 14-35, section 14-43, 14-49, 14-50a or  
378 14-58, subsection (b) of section 14-66, section 14-66a, 14-66b or 14-67a,  
379 subsection (g) of section 14-80, subsection (f) of section 14-80h, section  
380 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152, 14-153 or 14-  
381 163b, a first violation as specified in subsection (f) of section 14-164i,  
382 section 14-219 as specified in subsection (e) of said section, subdivision  
383 (1) of section 14-223a, section 14-240, 14-249, 14-250 or 14-253a,  
384 subsection (a) of section 14-261a, section 14-262, 14-264, 14-267a, 14-  
385 269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) or (h) of section  
386 14-283, section 14-291, 14-293b, 14-296aa, 14-319, 14-320, 14-321, 14-  
387 325a, 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3) of section 14-  
388 386a, section 15-25 or 15-33, subdivision (1) of section 15-97, subsection  
389 (a) of section 15-115, section 16-44, 16-256e, 16a-15 or 16a-22, subsection  
390 (a) or (b) of section 16a-22h, section 17a-24, 17a-145, 17a-149, 17a-152,  
391 17a-465, 17a-642, 17b-124, 17b-131, 17b-137 or 17b-734, subsection (b) of

392 section 17b-736, section 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b)  
393 of section 19a-87a, section 19a-91, 19a-105, 19a-107, 19a-113, 19a-215,  
394 19a-219, 19a-222, 19a-224, 19a-286, 19a-287, 19a-297, 19a-301, 19a-309,  
395 19a-335, 19a-336, 19a-338, 19a-339, 19a-340, 19a-425, 19a-502, 20-7a, 20-  
396 14, 20-158, 20-231, 20-249, 20-257, 20-265, 20-324e, 20-341l, 20-366, 20-  
397 597, 20-608, 20-610, 21-1, 21-30, 21-38, 21-39, 21-43, 21-47, 21-48, 21-63  
398 or 21-76a, subdivision (1) of section 21a-19, section 21a-21, subdivision  
399 (1) of subsection (b) of section 21a-25, section 21a-26 or 21a-30,  
400 subsection (a) of section 21a-37, section 21a-46, 21a-61, 21a-63 or 21a-  
401 77, subsection (b) of section 21a-79, section 21a-85 or 21a-154,  
402 subdivision (1) of subsection (a) of section 21a-159, subsection (a) of  
403 section 21a-279a, section 22-12b, 22-13, 22-14, 22-15, 22-16, 22-29, 22-34,  
404 22-35, 22-36, 22-38, 22-39, 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-49,  
405 22-54, 22-61, 22-89, 22-90, 22-98, 22-99, 22-100, 22-111o, 22-167, 22-279,  
406 22-280a, 22-318a, 22-320h, 22-324a, 22-326 or 22-342, subsection (b), (e)  
407 or (f) of section 22-344, section 22-359, 22-366, 22-391, 22-413, 22-414,  
408 22-415, 22a-66a or 22a-246, subsection (a) of section 22a-250, subsection  
409 (e) of section 22a-256h, section 22a-363 or 22a-381d, subsections (c) and  
410 (d) of section 22a-381e, section 22a-449, 22a-461, 23-37, 23-38, 23-46 or  
411 23-61b, subsection (a) or subdivision (1) of subsection (c) of section 23-  
412 65, section 25-37 or 25-40, subsection (a) of section 25-43, section 25-  
413 43d, 25-135, 26-16, 26-18, 26-19, 26-21, 26-31, 26-40, 26-40a, 26-42, 26-49,  
414 26-54, 26-55, 26-56, 26-58 or 26-59, subdivision (1) of subsection (d) of  
415 section 26-61, section 26-64, subdivision (1) of section 26-76, section 26-  
416 79, 26-87, 26-89, 26-91, 26-94, 26-97, 26-98, 26-104, 26-105, 26-107, 26-  
417 117, 26-128, 26-131, 26-132, 26-138 or 26-141, subdivision (1) of section  
418 26-186, section 26-207, 26-215, 26-217 or 26-224a, subdivision (1) of  
419 section 26-226, section 26-227, 26-230, 26-232, 26-244, 26-257a, 26-260,  
420 26-276, 26-284, 26-285, 26-286, 26-288, 26-294, 28-13, 29-6a, 29-25, 29-  
421 109, 29-143o, 29-143z or 29-156a, subsection (b), (d), (e) or (g) of section  
422 29-161q, section 29-161y or 29-161z, subdivision (1) of section 29-198,  
423 section 29-210, 29-243 or 29-277, subsection (c) of section 29-291c,  
424 section 29-316, 29-318, 29-381, 30-48a, 30-86a, 31-3, 31-10, 31-11, 31-12,  
425 31-13, 31-14, 31-15, 31-16, 31-18, 31-23, 31-24, 31-25, 31-32, 31-36, 31-38,

31-38a, 31-40, 31-44, 31-47, 31-48, 31-51, 31-51k, 31-52, 31-52a or 31-54, subsection (a) or (c) of section 31-69, section 31-70, 31-74, 31-75, 31-76, 31-76a, 31-89b or 31-134, subsection (i) of section 31-273, section 31-288, subdivision (1) of section 35-20, section 36a-787, 42-230, 45a-283, 45a-450, 45a-634 or 45a-658, subdivision (13) or (14) of section 46a-54, section 46a-59, 46b-22, 46b-24, 46b-34, 47-34a, 47-47, 49-8a, 49-16, 53-133, 53-199, 53-212a, 53-249a, 53-252, 53-264, 53-280, 53-302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331, 53-344, as amended by this act, or 53-450, or (2) a violation under the provisions of chapter 268, or (3) a violation of any regulation adopted in accordance with the provisions of section 12-484, 12-487 or 13b-410, or (4) a violation of any ordinance, regulation or bylaw of any town, city or borough, except violations of building codes and the health code, for which the penalty exceeds ninety dollars but does not exceed two hundred fifty dollars, unless such town, city or borough has established a payment and hearing procedure for such violation pursuant to section 7-152c, shall follow the procedures set forth in this section.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2014</i>	New section
Sec. 2	<i>October 1, 2014</i>	12-295a
Sec. 3	<i>October 1, 2014</i>	New section
Sec. 4	<i>October 1, 2014</i>	4-28f
Sec. 5	<i>October 1, 2014</i>	53-344(e)(2)
Sec. 6	<i>October 1, 2014</i>	30-86(d)(2)
Sec. 7	<i>October 1, 2014</i>	51-164n(b)

**Statement of Purpose:**

To implement the Governor's recommendations regarding youth smoking prevention and electronic nicotine delivery systems.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*